UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JOHN WILEY & SONS, INC. AND THE MCGRAW-HILL COMPANIES, INC.,

Plaintiffs,

-against-

08 Civ. 6851 (SHS)

TEXTBOOKXPRES, MENG LEE YAK, CHARLES DAVID NANNEY, JR., AND FOOKMOY WONG ALL D/B/A
TEXTBOOKXPRES D/B/A BESTBUY D/B/A INTERNATIONALEDITION AND JOHN DOES NOS. 1-5,

Defendants. :

NOTICE OF DISMISSAL OF DEFENDANTS TEXTBOOKXPRES, MENG LEE YAK, CHARLES DAVID NANNEY, JR., FOOK MOY WONG, AND JOHN DOES NOS. 1-5

PLEASE TAKE NOTICE that, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, plaintiffs hereby dismiss their claims against defendants Meng Lee Yak, Charles David Nanney, Jr., Fook Moy Wong, and John Doe Nos. 1-5 without

prejudice and without costs.

New York, New York Dated:

September 5, 2008

DUNNEGAN LLC

Ву

William Dunnegan (WD9316)

wd@dunnegan.com

Laura Scileppi (LS0114)

ls@dunnegan.com

Attorneys for Plaintiffs

John Wiley & Sons, Inc. and

The McGraw-Hill Companies, Inc. 350 Fifth Avenue

New York, New York 10118

212-332-8300